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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 05166P008

First Inventor or Application Identifier Mark Rumer

Title ETHERNET BASED TDM SWITCH

Express Mail Label No. EL651820615US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO:

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g. PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification Total Pages
(preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) Total Sheets
5. Oath or Declaration Total Pages
 - a. ☒ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76.

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CFR)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ Paper
 - c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO - 1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☒ Request and Certification under 35 USC 122(b)(2)(B)(i).
Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: _____/_____

Prior application Information: Examiner _____ Group/Art Unit: _____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

17. CORRESPONDENCE ADDRESS

☒ Customer Number of Bar Code Label



08791

or ☐ Correspondence address below

Name	BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP				
Address	12400 Wilshire Boulevard, Seventh Floor				
City	Los Angeles	State	California	Zip Code	90025
Country	U.S.A.	Telephone	(310) 207-3800	Fax	(310) 820-5988

Name (Print/Type) Raul D. Martinez, Reg. No. 46,904

Signature

Raul D. Martinez

Date

04/25/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 750.00

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Mark Rumer
Examiner Name	
Group Art Unit	
Attorney Docket Number	05166P008

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name Blakely, Sokoloff, Taylor & Zafman LLP

- ☒ Charge Any Additional Fee Required Under 37CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. FILING FEE

Large	Entity	Small	Entity	Fee	Fee	Fee	Fee	Fee Description	Fee Paid
Code	(\$)	Code	(\$)						
101	710	201	355					Utility filing fee	\$710
106	320	206	160					Design filing fee	
107	490	207	245					Plant filing fee	
108	710	208	355					Reissue filing fee	
114	150	214	75					Provisional filing fee	

SUBTOTAL (1) (\$) 710.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
13	-20** = 0	X \$18.00 =	0.00
3	-3** = 0	X \$80.00 =	0.00
Multiple Dependent			

Large Entity Small Entity

Fee	Fee	Fee	Fee	Fee	Fee Description
Code	(\$)	Code	(\$)		
103	18	203	9		Claims in excess of 20
102	80	202	40		Independent claims in excess of 3
104	270	204	135		Multiple Dependent claim
109	80	209	40		**Reissue independent claims over original patent
110	18	210	9		**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number of previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEE

Large	Entity	Small	Entity	Fee	Fee	Fee	Fee	Fee Description	Fee Paid
Code	(\$)	Code	(\$)						
105	130	205	65					Surcharge - late filing fee or oath	
127	50	227	25					Surcharge - late provisional filing fee or cover sheet	
139	130	139	130					Non-English specification	
147	2,520	147	2,520					For filing a request for <i>ex parte</i> reexamination	
112	920	112	920					Requesting publication of SIR prior to Examiner action	
113	1,840	113	1,840					Requesting publication of SIR after Examiner action	
115	110	215	55					Extension for response within first month	
116	390	216	195					Extension for response within second month	
117	890	217	445					Extension for response within third month	
118	1,390	218	695					Extension for response within fourth month	
128	1,890	228	945					Extension for response within fifth month	
119	310	219	155					Notice of Appeal	
120	310	220	155					Filing a brief in support of an appeal	
121	270	221	135					Request for oral hearing	
138	1,510	138	1,510					Petition to institute a public use proceeding	
140	110	240	55					Petition to revive - unavoidably	
141	1,240	241	620					Petition to revive - unintentionally	
142	1,240	242	620					Utility issue fee (or reissue)	
143	440	243	220					Design issue fee	
144	600	244	300					Plant issue fee	
122	130	122	130					Petitions to the Commissioner	
123	50	123	50					Petitions related to provisional applications	
126	180	126	180					Submission of Information Disclosure Stmt	
581	40	581	40					Recording each patent assignment per property (times number of properties)	40
146	710	246	355					Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355					For each additional invention to be examined (37 CFR 1.129(b))	
179	710	279	355					Request for Continued Examination (RCE)	
169	900	169	900					Request for expedited examination of a design application	

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 40.00

SUBMITTED BY

Typed or Printed Name	Raul D. Martinez, Reg. No. 46,904			Complete (if applicable)
Signature	<i>Raul D. Martinez</i>	Date	04/25/01	Reg. Number
				Deposit Account User ID
				02-2666

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**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122 (B)(2)(B)(i)**

First Named Inventor

Mark Rumer

Title

ETHERNET BASED TDM SWITCH

Attorney Docket No

05166P008

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

04/25/01

Date

Raul D Martinez

Signature

Raul D. Martinez, Reg. No. 46,904

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**